

04/05/2006 12:25 2018310519

KALIKO &amp; YEAGER

PAGE 25/26



Office de la propriété  
intellectuelle  
du Canada  
Un organisme  
d'Industrie Canada  
[www.cipo.gc.ca](http://www.cipo.gc.ca)

Canadian  
Intellectual Property  
Office  
An Agency of  
Industry Canada  
[www.cipo.gc.ca](http://www.cipo.gc.ca)

**SMART & BIGGAR**  
P.O. Box 2999  
Station D  
OTTAWA Ontario  
K1P 5Y6

2018310519

September 28, 2005

Application No. : 2,436,872  
 Owner : TWENTY YEAR INNOVATIONS, INC.  
 Title : METHODS AND APPARATUSES FOR PROGRAMMING  
           USER-DEFINED INFORMATION INTO ELECTRONIC DEVICES  
 Classification : H04M-1/247  
 Your File No. : 50320-4-511372-  
 Examiner : S.C. Hahn

## YOU ARE HEREBY NOTIFIED OF:

- A REQUISITION BY THE EXAMINER IN ACCORDANCE WITH SUBSECTION 30(2) OF THE PATENT RULES;
- A REQUISITION BY THE EXAMINER IN ACCORDANCE WITH SECTION 29 OF THE PATENT RULES.

IN ORDER TO AVOID MULTIPLE ABANDONMENTS UNDER PARAGRAPH 73(1)(A) OF THE PATENT ACT, A WRITTEN REPLY TO EACH REQUISITION MUST BE RECEIVED WITHIN 6 MONTHS AFTER THE ABOVE DATE.

This application has been examined taking into account applicant's correspondence received in this office on June 28, 2005.

The number of claims in this application is 171.

The examiner has identified the following defects in the application:

The search of the prior art has revealed the following:

Reference Applied:

Korean Patent document

kr99024210 March 25, 1999 H04B-1/40 Jaehan

Jaehan disclose a system for restoring and playing back of digital data on wireless mobile terminal.

Claims 10,51, 94 and 130 do not comply with section 28.3 of the Patent Act. The subject matter of these claims would have been obvious on the claim date to a person skilled in the art or science to which they pertain having regard to Jaehan.

PAGE 25/26 \* RCVD AT 4/5/2006 1:28:05 PM (Eastern Daylight Time) \* SVR:USPTO-EFXRF-5/14 \* DNIS:2738310 \* CSID:2018310519 \* DURATION (mm:ss):06:50

C1PO

PAGE 18/35 \* RCVD AT 8/3/2006 4:48:20 PM (Eastern Daylight Time) \* SVR:USPTO-EFXRF-1/3 \* DNIS:2738300 \* CSID:2018310519 \* DURATION (mm:ss):09:22

**BEST AVAILABLE COPY**

2,436,872

- 2 -

Claims 10, 51, 94 and 130 are obvious, because Jaehan teaches a system having a function of storing digital audio data encoded by MP3 or AAC into the memory and a function of decoding the data to decoded original audio signal that are added to a wireless mobile terminal, whereby, using various methods, a first method is PC interfacing method to connect with Internet, a second method is requesting method of the digital audio data encoded by MP3 or AAC via the public communication network or data network that is wire or wireless channel, and a third method is passive receiving method of the digital audio data transmitted from station, that can store the digital audio data encoded by MP3 or AAC into a memory, decoded the digital audio data stored in the memory to decoded original audio signal. The system is implemented with convenient mobile services of telephone and audio on demand (AOD) or music on demand (MOD), with a main function of the system, in using a wireless mobile terminal, by an additional function in storing and playback of the digital audio data encoded by MP3 or AAC. Features of claims 10, 51, 94 and 130 are similar to those defined in the specifications of Jashan's reference.

Therefore, claims 10, 51, 94 and 130 do not comply with Section 28.3 of the Patent Act.

In view of the foregoing defects, the applicant is requisitioned, under subsection 30(2) of the Patent Rules, to amend the application in order to comply with the Patent Act and the Patent Rules or to provide arguments as to why the application does comply.

#### **Section 29 of the Patent Rules requisition**

Under section 29 of the Patent Rules, the applicant is requisitioned to provide:

- identification of any prior art cited in respect of the European Patent Office application describing the same invention on behalf of the applicant or on behalf of any other person claiming under an inventor named in the present application, and the patent number, if granted, subsequent to the International Search Report under paragraph 29(1)(a) of the Patent Rules.

To satisfy this requisition, applicant should provide all the preceding information or documents, or provide in accordance with subsection 29(3) of the Patent Rules a statement of reasons why any information or document is not available or known.

S.Chhim  
Patent Examiner  
(819) 997-2238